

JOHN J. TECKLENBURG Mayor

LAURA S. CABINESS, PE Director

PUBLIC WORKS AND UTILITIES COMMITTEE AGENDA

There will be a meeting of the Public Works and Utilities Committee on Monday, September 25, 2017 to begin at 4:00 p.m. in the first floor conference room at 80 Broad Street. The following items will be heard:

- A. Invocation
- B. Approval of Public Works and Utilities Committee Minutes

May 9, 2017 - DEFERRED August 14, 2017 – DEFERRED September 13, 2017 - DEFERRED

C. Request to Set a Public Hearing

None

- D. Acceptance and Dedication of Rights-of-Way and Easements
 - 1. Abandonment of a portion of a public drainage easement on Mutual Drive (TMS 310-06-00-106).
 - a. Abandonment of Easement
 - b. Plat
 - 2. Stonoview, Phase 3 Acceptance and dedication a portion of Private Lefler Drive (50-foot right-of-way, [1,733 LF]), a portion of Brunswick Rifle Drive (50-foot right-ofway, [125 LF]), and Battery Pringle Drive (50-foot right-of-way, [937 LF]). There are 45 lots. All infrastructure with the exception of sidewalks has been completed, and the sidewalks are bonded.
 - a. Title to Real Estate
 - b. Affidavit for Taxable or Exempt Transfers

 - d. Exclusive Storm Water Drainage Easements
 - 3. Grand Oaks, Phases 5 and 6 Acceptance and dedication of Phase 5 Byrd Garden Road (50-foot right-of-way, [667 LF]), Gray Owl Way (50-foot right-of-way,

[292 LF]), and Phase 6 – Swiftwater Road (50-foot right-of-way, [353 LF]). There are 30 lots. All infrastructure with the exception of sidewalks has been completed, and the sidewalks are bonded.

- a. Title to Real Estate
- b. Affidavit for Taxable or Exempt Transfers
- c. Plats (2)
- d. Exclusive Storm Water Drainage Easements

E. Requests for Permanent Encroachments

None

F. Temporary Encroachments Approved By The Department of Public Service (For information only)

- 1. **1910 Bellona Street** installing irrigation encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 2. **111 Brailsford Street** installing irrigation encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 3. **169 Brailsford Street** installing irrigation encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 4. **190 Brailsford Street** installing irrigation encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 5. **2592 Josiah Street** transfer from contractor installed irrigation encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 6. **202 Black Powder Lane** installing irrigation and tying in 6-inch drain pipe to storm inlet box encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 7. **1005 St. Andrews Blvd** installing 7-foot chain link fence encroaching into drainage easement. This encroachment is temporary. **Approved 9/15, 2017**.
- 8. **572 Wading Place** installing 6-foot wooden fence encroaching into drainage easement. This encroachment is temporary. **Approved 9/15, 2017**.
- 9. **1014 St. Andrews Blvd** installing driveway and curb and gutter to replace existing, fill embankment, storm drainage with new pond discharge to easement (RCP and junction boxes), 4'6"H x 145'L retaining wall encroaching into drainage easement. This encroachment is temporary. **Approved 9/15, 2017**.
- 10. **6 Country Club Road** installed pervious granite pavers affixed to 6-inch concrete sub-slab driveway apron encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.
- 11. **22 Charlotte Street** installing nine 18" x 19" planter pots on sidewalk encroaching into right-of-way. This encroachment is temporary. **Approved 9/15, 2017**.

G. Miscellaneous or Other New Business

An ordinance TO AMEND THE CODE OF THE CITY OF CHARLESTON CHAPTERS 7, 12, 13, AND 24 TO UPDATE PERMITTING FEES FOR THE CITY'S BUILDING INSPECTIONS DIVISION OF THE DEPARTMENT OF PUBLIC SERVICE AND FIRE MARSHAL'S DIVISION OF THE FIRE DEPARMENT.

- a. Ordinance
- b. Building and Fire Permit Fees Schedule

Councilmember Rodney Williams Chairperson

In accordance with the Americans with Disabilities Act, people who need alternative formats, ASL (American Sign Language) Interpretation or other accommodation please contact Janet Schumacher at (843) 577-1389 or email to schumacherj@charleston-sc.gov three business days prior to the meeting.

STATE OF SOUTH CAROLINA) ABANDONMENT OF EASEMENT COUNTY OF CHARLESTON)

This Abandonment of Easement ("Abandonment") is entered into this ____day of _____, 2017, by and between the City of Charleston, a Municipal corporation organized and existing pursuant to the laws of the State of South Carolina ("City"), and Catalyst Builders, Inc. ("Owner").

WHEREAS, Owner is the owner of Lot "Tract X", "A Portion of Cherokee Hall" Subdivision, Charleston County, South Carolina, designated as TMS No. _310-06-00-106 (the "*Property*"); and

WHEREAS, there currently exists on the Property a 40' Drainage Easement as shown on a plat recorded in Book CB, at Pages 64, in the RMC Office for Charleston, South Carolina ("Old Easement"); and

WHEREAS, Owner has requested that the City release and abandon the Old Easement; and

WHEREAS, the City is mindful to grant such request and desires to release and abandon the Old Easement, as more particularly described on Exhibit "A" attached hereto and shown on the Plat (as defined below); and

WHEREAS, upon the abandonment of the Old Easement, the owner of the real property which is subject to the Old Easement, has acknowledged on behalf of himself, his heirs and assigns, his sole and complete responsibility for the condition of the portion of the Old Easement as is currently exists and may exist in the future and has further agreed to hold the City, its officers, and agents and employees harmless from any and all claims concerning the Old Easement being hereby abandoned.

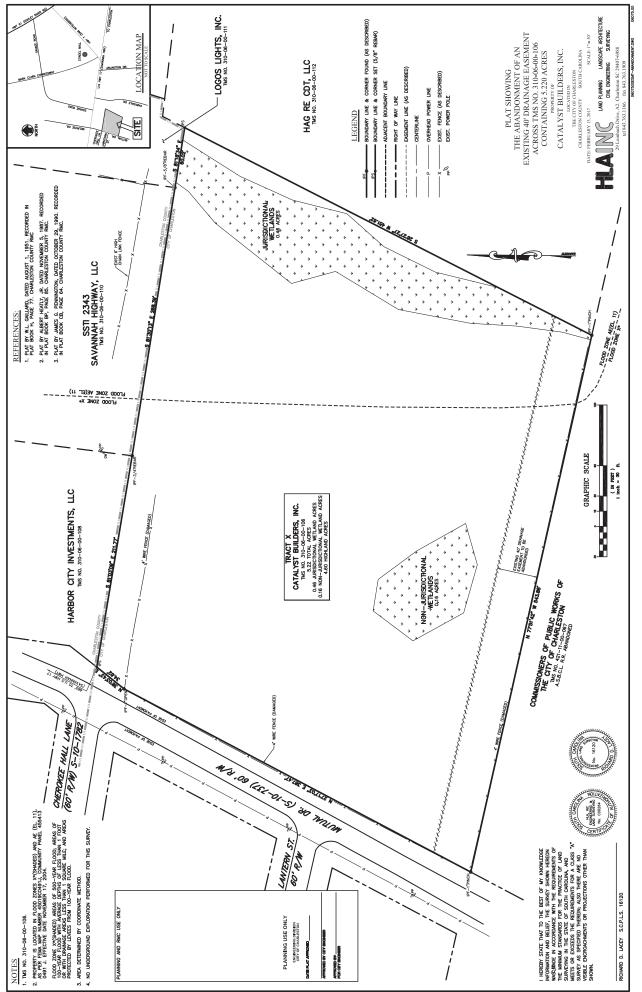
NOW THEREFORE, the City has abandoned the Old Easement hereinafter described and the drainage facilities located therein. The Old Easement and facilities hereby abandoned are located on that certain parcel of land in the County of Charleston and State of South Carolina, and is more particularly described on Exhibit "A" attached hereto and shown on a plat entitled "Plat Showing the Abandonment of an Existing Drainage Easement Across TMS No. 310-06-00-106 containing 5.220 Acres" prepared by HLA, Inc., dated February 13, 2017 and recorded in Plat Book _______, at Page ______ in the RMC Office for Charleston County, South Carolina (herein the "Plat"). No portion of the Old Easement is abandoned except as specifically described on Exhibit "A," and shown on the Plat, as "40' Existing DRAINAGE EASEMENT TO BE ABANDONED".

IN WITNESS WHEREOF, the Parties have caused this instrument to be signed in their names to be affirmed hereby by duly authorized authority the date and year first above written.

WITNESSES: Witness #1 Rule W 8 ULL Witness #2	Cutzhist Bailles AC Dated: 8 14 17
WITNESSES:	CITY OF CHARLESTON
Witness #1	By: Print Name:
Witness #2	Its:

STATE OF SOUTH CAROLINA) DDODATE
COUNTY OF CHARLESTON) PROBATE)
(s)he saw the within named Kick Portion of Easement, and seal said.	e the above named witness, who, on oath, says that sign the within Abandonment of Abandonment of Portion of Easement, and as its act (s)he with the other witness named, witnessed the
SWORN to before me this day of August, 2017.	
Kenu W W (SE Notary Public for South Carolina My Commission Expires: 2/21/1	EAL)
STATE OF SOUTH CAROLINA COUNTY OF CHARLESTON	PROBATE
(s)he saw the within named on behalf of CITY OF CHARLESTO and seal said Abandonment of Portion	e the above named witness, who, on oath, says that sign DN, the within Abandonment of Portion of Easement, on of Easement, and as its act and deed, deliver the tness named, witnessed the execution thereof.
	Witness #1
SWORN to before me this, 2017.	
(SE	(AL)
Notary Public for South Carolina My Commission Expires:	

EXHIBIT "A"



STATE OF SOUTH CAROLINA)	TITLE TO REAL ESTATE
COUNTY OF <u>CHARLESTON</u>)	TITLE TO REAL ESTATE
("Grantor") in the ONE AND 00/100 DOLLAR (\$1.00), being the sealing of these presents by the CITY acknowledged, has granted, bargained, so bargain, sell and release unto the said CITY	ESENTS, that Lennar Carolinas LLC estate aforesaid, for and in consideration of the sum of g the true consideration to it in hand paid at and before OF CHARLESTON, the receipt whereof is herebyold and released, and by these presents does grant, Y OF CHARLESTON ("Grantee"), its successors and roperty which is granted, bargained, sold and released
and cul-de-sacs situate, lying and being in th	ve, and containing those certain streets, roads, drives, the City of Charleston, County of Charleston reet names) Private Lefler Drive and Battery
TMS 315-00-00-120 TO FORM STONOV	FINAL PLAT SHOWING THE SUBDIVISION OF IEW - PHASE 3 CONSISTING OF LOTS 301 - LOT NAS, LLC, LOCATED IN JOHNS ISLAND.
in Plat Book at Page in the Said property butting and bounding, meas distances as are shown on said plat. Refe complete description, being all of the said description of the property of the pro	, and recorded on Office for Charleston County. Suring and containing, and having such courses and rence being had to the aforesaid plat for a full and limensions, a little more or a little less. perty conveyed to Grantor herein by deed of the dated November 14, 2016 and recorded
Charleston County. South C	
Grantee's Mailing Address:	City of Charleston Department of Public Service Engineering Division 2 George Street Suite 2100 Charleston, South Carolina 29401
Portion of TMS No.:	315-00-00-120

TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto the CITY OF CHARLESTON, its successors and assigns forever.

AND Grantor does hereby bind itself and its heirs, executors and administrators, to warrant and forever defend, all and singular, the said premises unto the said City of Charleston, heirs and assigns, against Grantor and its heirs, and all persons whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESS our Hand(s) and Seal(s) this	day of
SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:	Grantor
Joulyn Aligne Witness Number One	De Bof
Joselyn Alegre Printed Name	Jason Byham, Vice President Printed Name
Witness Number Two	
Lessica Douglas Printed Name	****
STATE OF <u>South Carolina</u>) ACKNOWLEDGEMENT
COUNTY OF Charleston) ACKNOWLEDGEMENT
This foregoing instrument was acknow Jason Byham , Lennar Carolinas LLC of the Grantor on the \[\lambda \] day of \[\frac{\textsf{June}}{\textsf{June}} \]	
Signature of Notary: Card Through.	J BO
Signature of Notary: Casidy J Boxxel Print Name of Notary: Cassidy J Boxxel	li sings kinission & frais
Notary Public for South Carolina	MOTARY & ME
My Commission Expires: 10 126 124	PUBLIC TE
SEAL OF NOTARY	PUBLIC OF SOUTH CRAIM

STAT	E OF	SOUTH CAROLINA)
COU	O YTV	F Charleston) AFFIDAVIT FOR TAXABLE OR EXEMPT TRANSFERS
PERS	ONAL	LY appeared before me the undersigned, who being duly sworn, deposes and says:
1.	I have	e read the information on this affidavit and I understand such information.
2.		roperty was transferred by Lennar Carolinas LLC on on
3.	Checl	k one of the following: The deed is
	(B)	subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth. subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as distribution to a trust beneficiary. exempt from the deed recording fee because (See Information section of affidavit): transferring to City of Charleston (explanation required) (If exempt, please skip items 4-7, and go to item 8 of this affidavit.)
agent a	and prinship to Yes	der exemption #14 as described in the Information section of this affidavit, did the ncipal relationship exist at the time of the original sale and was the purpose of this o purchase the realty? or No c one of the following if either item 3(a) or item 3(b) above has been checked. (See nation section of this affidavit):
	(A)_ (B)_ (C)_	
5.	tenem	YES or NO to the following: A lien or encumbrance existed on the land, ent, or realty before the transfer and remained on the land, tenement, or realty after ansfer. If "YES," the amount of the outstanding balance of this lien or encumbrance is
6.	The de	eed recording fee is computed as follows:
	(A) (B) (C)	Place the amount listed in item 4 above here: Place the amount listed in item 5 above here: (If no amount is listed, place zero here.) Subtract Line 6(b) from Line 6(a) and place the result here:
	1-1	

7.	The deed recording fee is based on the amount listed on Line 6(c) above and the deed recording fee due is
8.	As required by Code Section '12-24-70, I state that I am a responsible person who was connected with the transaction as Vice President, Lennar Carolinas LLC.
9.	I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.
(iii	Responsible Person Connected with the Transaction
	Jason Byham
	Print or Type Name Here
Sworn C	141 J B mill.
Notary	rubuc for sown carating = 0 > 20
My Co	ommission Expires: 10/29, 20 13 PUBLIC PUBLIC OF SOUTH CHANGE

⋖ EXHIBIT

COUNTY OF CHARLESTON) WATER DRAINA) EASEMENTS) CITY OF CHARL	AGE
Charleston, a Municipal Corporation org	ganized and existing pursuant to	20, by and between the City of o the laws of the State of South Carolina (herein the "Owner").
appurtenances ("Storm Water System") Charleston County tax map) across a portion of proportion of proportion the Owner permitting the proportion of the Owner permitting the Own	ining storm water drainage ditches and roperty identified by and designated as and to accomplish this objective, maintenance of the Storm Water System nafter described; and
		operating with the City and is minded to sements in and to the property necessary
	er has granted, bargained, sold, d convey unto the City of Cha E.) as such are identified on n on that certain plat entitled;	released and conveyed by these present rleston all of those certain New City of the above referenced portion of
Prepared and executed by Joseph O. Eeln	nan, SCRLS No. 16492-B	dated February 10, 2017
revised on		
Book at Page in the	Office for Charleston	, South Carolina (herein the "Plat").
A copy of said plat is attached heretofore	as "Exhibit A" and incorporate	ed herein.
SAID EXCLUSIVE STORM WATER Di and bounding as shown on said Plat, refer	RAINAGE EASEMENTS having rence to which is hereby made to	ng such size, shape, location, and butting for a more complete description.
The City shall at all times have the righ Permanent Storm Water Drainage Ease replacement of the Storm Water System. be commercial in nature and shall run wit	ements for purposes of period These Exclusive and Permanen	ic inspection, maintenance, repair and
The City has no obligation to repair, repla	ace or to compensate the Owne	r for trees, plants, grass, shrubs or other

TO HAVE AND TO HOLD, all and singular, the said before mentioned unto the said CITY OF CHARLESTON, its successors and assigns, against Owner and its heirs and assigns, and all persons whomsoever lawfully claiming or to claim the same or any part thereof.

elements damaged or destroyed within the confines of these Exclusive and Permanent Storm Water Drainage

Easements during the conduct of its allowable activities as described above.

STATE OF SOUTH CAROLINIA

IN WITNESS WHEREOF, the parties have s	set the Hands and Seals the day and year above written.
WITNESSES:	CITY OF CHARLESTON
Witness #1	By: Laura Cabiness Its: Public Service Director
Witness #2	
STATE OF SOUTH CAROLINA) COUNTY OF CHARLESTON)	ACKNOWLEDGEMENT
The foregoing instrument was	acknowledged before me (the undersigned notary) by
of the City of Charleston, a Municipal Corposouth Carolina, on	, the
Signature:	
Print Name of Notary:	
Notary Public for	
My Commission Expires:	
SEAL OF NOTARY	
WITNESSES: Joulyn Hegre Witness #1 Witness #2	OWNER: Lennar Carolinas LLC Name:
Cessica Douglar	() CB/
Witness #2	Jason Buham
STATE OF South Carolina	Jason Bylynn President ACKNOWLEDGEMENT
COUNTY OF Charleston	
The foregoing instrument was Jason Byham	acknowledged before me (the undersigned notary) by , the Vice President
of <u>Lennar Carolinas LLC</u> , a <u>Corpora</u>	ntion, on behalf of the Owner on June 1, 2017.
Signature: CA44 JB MARLE Print Name of Notary: Cassidy JB 022 Notary Public for South Cavolin 1 My Commission Expires: 10 20 24 SEAL OF NOTARY	WIND A T BO

⋖ EXHIBIT

STATE OF SOUTH CAROLINA COUNTY OF CHARLESTON) TITLE TO REAL ESTATE)
("Grantor") in the state aforesaid, DOLLAR (\$1.00), being the true copresents by the CITY OF CHARL granted, bargained, sold and release unto the said CITY OF CHARLE	ESE PRESENTS, that <u>CALATLANTIC GROUP</u> , INC. for and in consideration of the sum of ONE AND 00/100 onsideration to it in hand paid at and before the sealing of these LESTON, the receipt whereof is hereby acknowledged, has ed, and by these presents does grant, bargain, sell and release ESTON ("Grantee"), its successors and assigns, forever, the h is granted, bargained, sold and released for the use of the
and cul-de-sacs situate, lying and be State of South Carolina, identified Byrd Garden Road	ath, above, and containing those certain streets, roads, drives, eing in the City of Charleston, County of Charleston, as (list street names) Swiftwater Road, Grey Owl Way, and atitled FINAL PLAT SHOWING THE ABANDONMENT OF THE
NO. 301-00-00-695 (19.939 AC) TO C (6.331 AC), RIGHT OF WAYS (1	.#4, TMS NO. 301-00-00-686 (0.478 AC) AND TRACT 5&6, TMS CREATE GRAND OAKS PHASE 5 & 6 CONTAINING 30 LOTS .671 AC), AND HOA AREAS (12.415 AC) PROPERTY OF CATED IN THE CITY OF CHARLESTON, CHARLESTON
dated April 24, 2017, revised Plat Book at Page in and bounding, measuring and conta	, and recorded on in the RMC Office for Charleston County. Said property butting ining, and having such courses and distances as are shown on a aforesaid plat for a full and complete description, being all of a little less.
GRAND BEES DEVELOPMENT	the property conveyed to Grantor herein by deed of the dated March 20, 2015 and recorded March 20, 2015 in Book e for Charleston County, South Carolina.
Grantee's Mailing Address:	City of Charleston Department of Public Service Engineering Division 2 George Street Suite 2100 Charleston, South Carolina 29401
Portion of TMS No.:	301-00-00-686 & -695

TRE6-2016 Page 1 of 2

TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining.

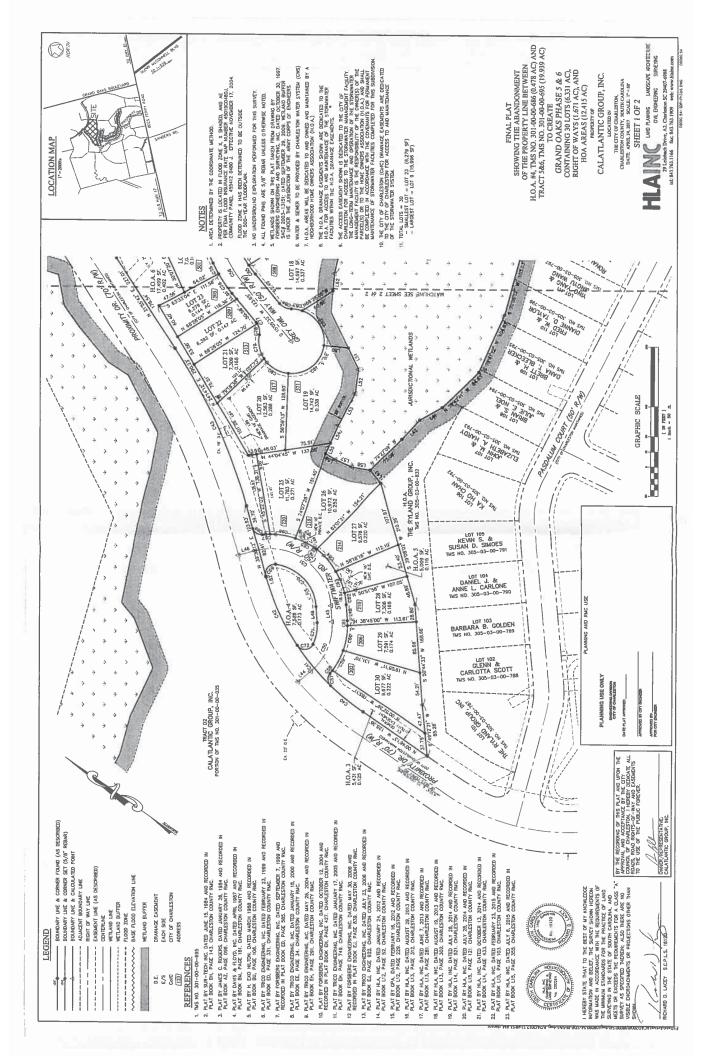
TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto the CITY OF CHARLESTON, its successors and assigns forever.

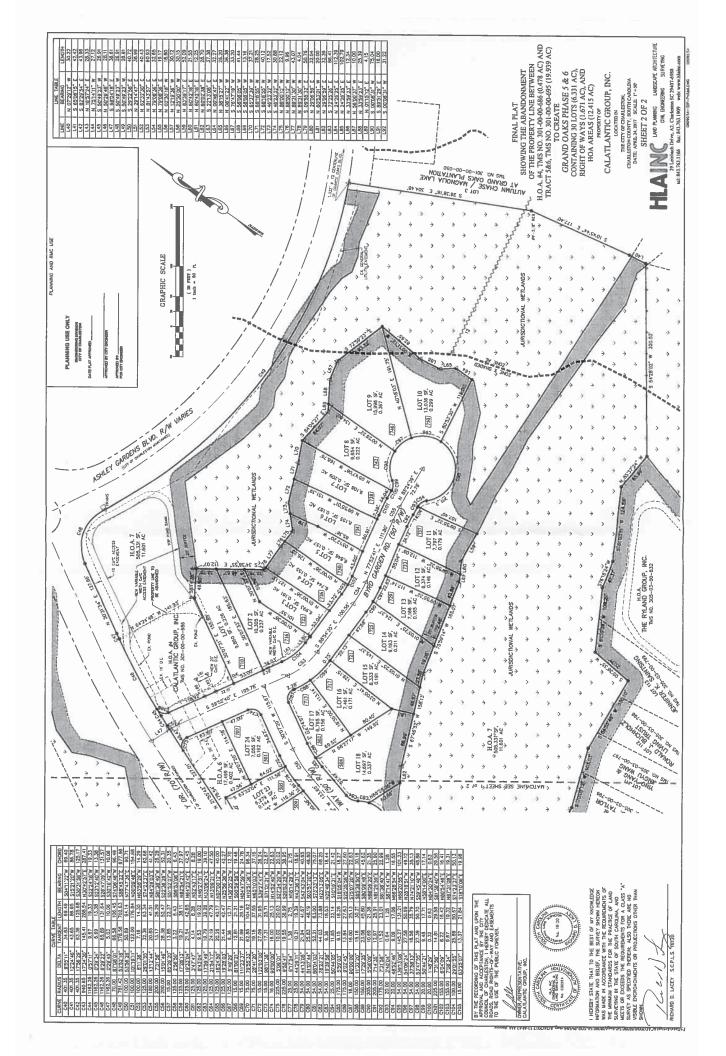
AND Grantor does hereby bind itself and its heirs, executors and administrators, to warrant and forever defend, all and singular, the said premises unto the said City of Charleston, heirs and assigns, against Grantor and its heirs, and all persons whomsoever lawfully claiming, or to claim the same or any part thereof.

WITNESS our Hand(s) and Seal(s) this 14 day of June 2017.
SIGNED, SEALED AND DELIVERED
IN THE PRESENCE OF: JUNIOUS Sumittee Witness Number One Grantor J. M. O. L.
Printed Name Don McDonough Printed Name Printed Name
Witness Number Two
Adriene leine
Printed Name
STATE OF South Carol. Na) COUNTY OF Berkeley) ACKNOWLEDGEMENT
This foregoing instrument was acknowledged before me (the undersigned notary) by Don Mc Dunoush, the Openhand P of Call Hundre Group, a Corporation, on behalf of the Grantor on the 17 day of June, 2017.
Signature of Notary:
Print Name of Notary: Advience leins NOTAS
Notary Public for South Carolina 6 20
My Commission Expires: 2/19/2624 19, 2024
SEAL OF NOTARY

STA	TE OF	SOUTH CAROLINA)
COU	NTY O	F <u>CHARLESTON</u>) AFFIDAVIT FOR TAXABLE OR EXEMPT TRANSFERS
PERS	ONAL	LY appeared before me the undersigned, who being duly sworn, deposes and says:
1.	I have	e read the information on this affidavit and I understand such information.
2.	The p	oroperty was transferred byCALATLANTIC GROUP, INC. HE CITY OF CHARLESTON on
3.	Checl	k one of the following: The deed is
	(B)	subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth. subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as distribution to a trust beneficiary.
	(C)	exempt from the deed recording fee because (See Information section of affidavit): #2 (explanation required) (If exempt, please skip items 4-7, and go to item 8 of this affidavit.)
agent relatio	and pri	der exemption #14 as described in the Information section of this affidavit, did the neipal relationship exist at the time of the original sale and was the purpose of this o purchase the realty? or No
4.		one of the following if either item 3(a) or item 3(b) above has been checked. (See nation section of this affidavit):
		The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of
	(B)_	
	(C)_	The fee is computed on the fair market value of the realty as established for property tax purposes which is
5.	tenem	ent, or realty before the transfer and remained on the land, tenement, or realty after ansfer. If "YES," the amount of the outstanding balance of this lien or encumbrance is
6.	The de	eed recording fee is computed as follows:
	(A)	Place the amount listed in item 4 above here:
	(B)	Place the amount listed in item 5 above here: (If no amount is listed, place zero here.)
	(C)	Subtract Line 6(b) from Line 6(a) and place the result here:

7.	The deed recording fee is based on the amount listed on Line 6(c) above and the deed recording fee due is
8.	As required by Code Section '12-24-70, I state that I am a responsible person who was connected with the transaction as Grantor.
9.	I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.
	Responsible Person Connected with the Transaction
	Print or Type Name Here





COUNTY OF CHARLESTON) WATEI) EASEM	R DRAINAGE IENTS OF CHARLESTON		
This Agreement is made and entered in Charleston, a Municipal Corporation or (herein the "City"), and <u>CALATLAN</u>	ganized and existing	pursuant to the laws of t	the State of South Card	olina
WHEREAS, THE CITY OF CHARLE appurtenances ("Storm Water System" Charleston County tax mathe City must obtain certain easements through the referenced portion of) across a <u>portion or</u> p number 301-00- from the Owner perm	of property idential property idential property and to nitting the maintenance of	fied by and designated accomplish this object of the Storm Water Sys	d as tive,
WHEREAS, the undersigned Owner of grant unto it certain permanent and excluderefor.			•	
NOW, THEREFORE, in consideration improvements to the property, the Owner and does grant, bargain, sell, release an Charleston Drainage Easements (or D. property and which are more fully shown "FINAL PLAT SHOWING THE ABANDONN 301-00-00-686 (0.478 AC) AND TRACT 5&6 &6 CONTAINING 30 LOTS (6.331 AC), RIC CALATLANTIC GROUP, INC. LOCATED I CAROLINA	er has granted, barga id convey unto the C E.) as such are iden	ined, sold, released and lity of Charleston all of ntified on the above ref	conveyed by these pre- those certain New Cit- ferenced portion of	sent y of
Prepared and executed by HLA, IN	IC.	dated a	April 24, 2017	77
revised on				
Book at Page in the RMC				
A copy of said plat is attached heretofore	e as "Exhibit A" and	incorporated herein.		
SAID EXCLUSIVE STORM WATER D and bounding as shown on said Plat, refe				ting
The City shall at all times have the right Permanent Storm Water Drainage East replacement of the Storm Water System. be commercial in nature and shall run wi	ements for purposes These Exclusive and	of periodic inspection,	maintenance, repair	and
The City has no obligation to repair, repl	lace or to compensate	the Owner for trees, pla	ants, grass, shrubs or o	ther

TO HAVE AND TO HOLD, all and singular, the said before mentioned unto the said CITY OF CHARLESTON, its successors and assigns, against Owner and its heirs and assigns, and all persons whomsoever lawfully claiming or to claim the same or any part thereof.

elements damaged or destroyed within the confines of these Exclusive and Permanent Storm Water Drainage

Easements during the conduct of its allowable activities as described above.

CTATE OF COLITIL CAROLINIA

IN WITHESS WHEREOF, the parties in	have set the mands and sears the day and year above written.
WITNESSES:	CITY OF CHARLESTON
Witness #1	By: Laura Cabiness Its: Public Service Director
Witness #2	
STATE OF SOUTH CAROLINA) COUNTY OF CHARLESTON)	ACKNOWLEDGEMENT
	was acknowledged before me (the undersigned notary) by
South Carolina, on	Corporation organized and existing pursuant to the laws of the State of
Signature:	
Print Name of Notary:	
Notary Public for	
My Commission Expires:	
SEAL OF NOTARY	
WITNESSES SUMMENTAL WITNESSES WITNES	Name: Don McDonough
Witness #2	
STATE OF <u>South Carolin</u> COUNTY OF <u>Berkeley</u>	ACKNOWLEDGEMENT Output Description:
The foregoing instrument v Bun McDonogh of CalAtlant Gange a	vas acknowledged before me (the undersigned notary) by the Operation VP Corporation on behalf of the Owner on b/14/17.
Signature:	WINNE LE
Print Name of Notary: Adriena	e Levo signicomm. Estos
Notary Public for South	Carolina EX STAPL E
My Commission Expires: 2/19/	2029
SEAL OF NOTARY	THE CAROLLES

EXHIBIT "A"

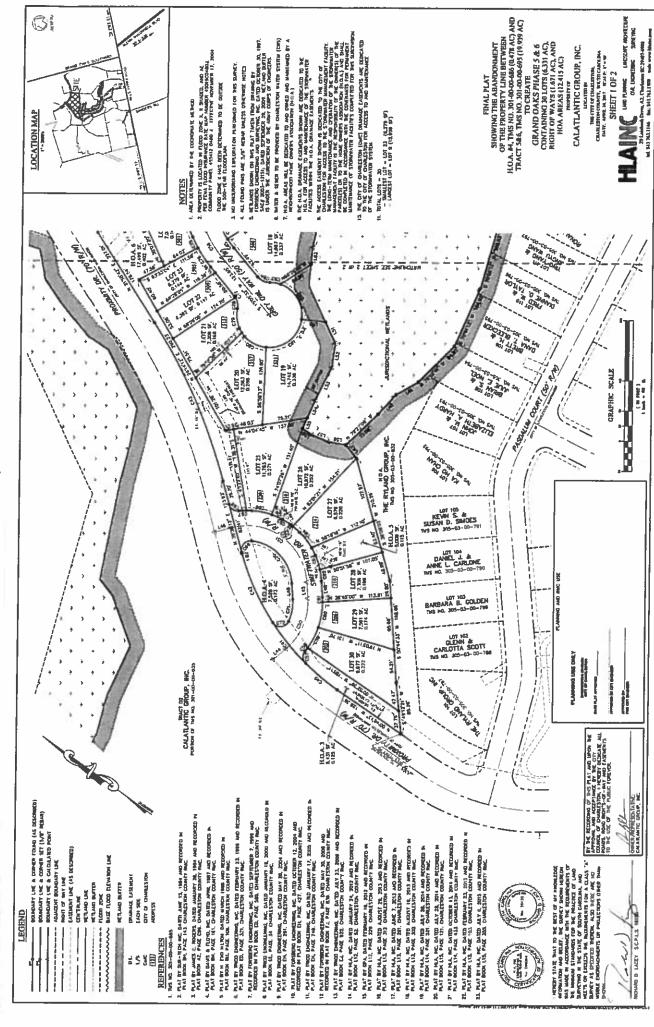
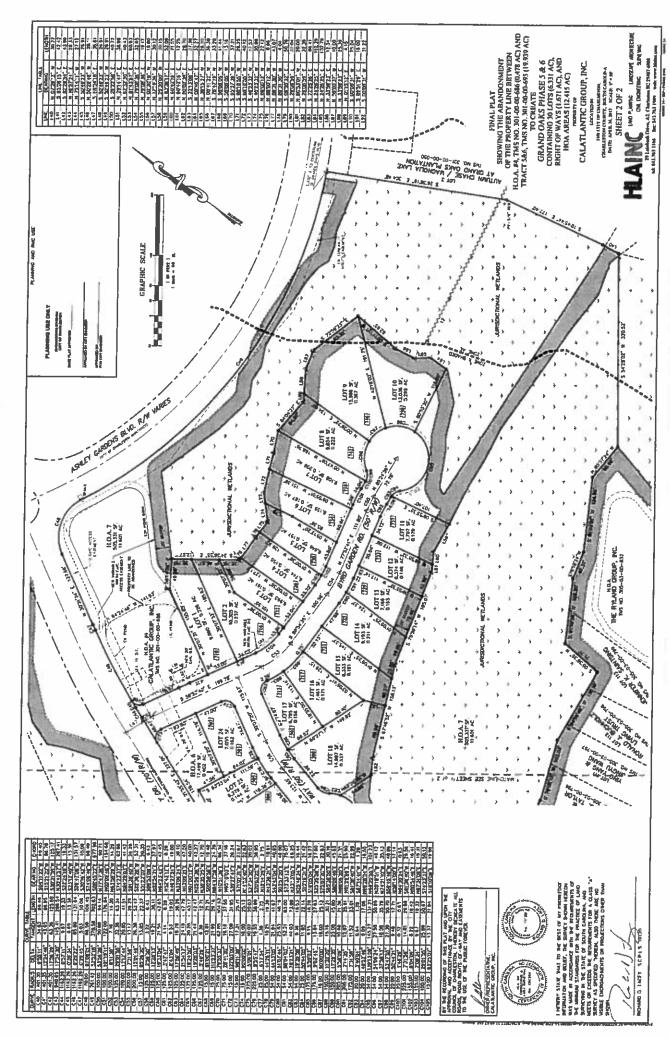


EXHIBIT "A"



TO AMEND THE **CODE OF THE CITY OF CHARLESTON** CHAPTERS 7, 12, 13, AND 24 TO UPDATE PERMITTING FEES FOR THE CITY'S BUILDING INSPECTIONS DIVISION OF THE DEPARTMENT OF PUBLIC SERVICE AND FIRE MARSHAL'S DIVISION OF THE FIRE DEPARMENT.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS IN CITY COUNCIL ASSEMBLED:

<u>Section 1.</u> Chapter 7, Article II, Section 27 of the <u>Code of the City of Charleston</u> is hereby amended by deleting the struck through text and adding thereto the following underlined words, which shall read as follows:

"Sec. 7-27. - Same—Amendments.

The Code adopted by Section 7-26 of this article is hereby amended as follows:

Section 101.4.1 Electrical is amended by deleting the same and substituting in its place and stead the following:

Section 101.4.1 (Reserved)

Section 101.4.4 Plumbing is amended by deleting "The provisions of the International Private Sewage Disposal Code shall apply to private sewage disposal systems," with no substitution.

Section 101.4.5 Property Maintenance is amended by deleting the words "International Property Maintenance Code" in said section and substituting in their place and stead the words "1997 Edition of the Standard Housing Code."

Section 101.4.7 Energy is amended by deleting the same in its entirety and substituting in its place and stead the following:

Section 101.4.7 (Reserved)

Section 104 Duties and Powers of Building Official is amended by adding Section 104.12, which shall read as follows:

Any requirements necessary for the strength, stability or proper operation of an existing or proposed operation of an existing or proposed building, structure, electrical, gas, mechanical or plumbing system, or for the public safety, health and general welfare, not specifically covered by this or other technical codes, shall be determined by the Building Official.

Section 105 Permits is amended by deleting Section 105.1 through 105.2.3 in their entirety and substituting in their place and stead the following Sections 105.1, 105.2 and 105.2.1 which shall read as follows:

Section 105.1 Permit Application

Any owner, authorized agent, or contractor who desires to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, the installation of which is regulated by the technical codes, or to cause any such work to be done, shall first make application to the building official and obtain the required permit for the work.

EXCEPTION: Permits shall not be required for the following mechanical work:

- 1. any portable heating appliance;
- 2. any portable ventilation equipment;
- 3. any portable cooling unit;
- 4. any steam, hot or chilled water piping within any heating or cooling equipment regulated by this code;
- 5. replacement of any part which does not alter its approval or make it unsafe;
- 6. any portable evaporative cooler;
- 7. any self-contained refrigeration system containing 10 lb (4.54kg) or less of refrigerant and actuated by motors of 1 horsepower (746 W) or less.

Section 105.2 Repairs

Application or notice to the building official is not required for ordinary repairs to structures, replacement of lamps or connection of approved portable electrical equipment to approved permanently installed receptacles. Such repairs shall not include the cutting away of any walls, partitions, or portions thereof, the removal or cutting of any structural beam, load bearing support, or the removal or change of any required means of egress, or rearrangement of parts of a structure affecting the means of egress requirements; nor shall ordinary shall ordinary repairs include addition to, alteration of, replacement or relocation of any standpipe, water supply sewer, drainage, drain leader, gas, soil, waste, vent or similar piping, electrical wiring or mechanical or other work affecting public health or general safety.

Section 105.2.1 Work Authorized

A building, electrical, gas, mechanical or plumbing permit shall carry with it the right to construct or install the work, provided the same are shown on the drawings and set forth in the specifications filed with the application for the permit. Where these are not shown on the drawings and covered by the specifications submitted with the application, separate permits shall be required.

A permit issued by the building official shall be construed to be authorization to proceed with the work in accordance with all the building codes of the City of Charleston. The omission of information on the plans or permit application shall not be construed as authority to violate, cancel, alter, or set aside any of the

provisions of the Code, the compliance of which shall remain the responsibility of the applicant and or owner. The Building Official retains the right after issuance of the permit to require a correction of errors in plans or in construction, or correction of violation of the Codes of the City of Charleston.

Section 106 Construction Documents is amended by adding the following paragraph at the end of Section 106.2 therein, which shall read as follows:

The ground floor elevation on all buildings shall be a minimum of one (1 ft.) foot above existing or proposed street crown at a point measured perpendicular to the street at the building point unless side or rear lot slopes are sufficient to eliminate all possibility of flooding conditions.

Section 108 109 Fees is amended by deleting 108 109.2 therein in its entirety and substituting in its place and stead the following:

Section 108109.2 Schedule of Permit Fees

- (a) On all buildings, structures or alterations requiring a permit, as set forth in Section 105, fees shall be paid as required at the time of permit issuance, on a per building basis, in accordance with fee schedule established <u>and reviewed</u> from time to time by the Council. The fee schedule shall be made available to the public online at the City's website, at the Clerk of Council's office, or at the Building Inspections Division of the Department of Public Service.
- (b) Where work for which permit is required by this Code is started or proceeded with prior to obtaining such permit, the fees herein specified shall be double, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein. If there would have been no other fee based on the value of construction and the work started prior to obtaining a permit, the minimal fee for the permit shall be fifteen and no/100 (\$15.00) dollars.
- (c) On all buildings, structures, or alterations requiring a building permit, as set forth in Section 105, fees shall be paid as required at the time of permit issuance on a per building basis., except that no fee other than an application fee shall be charged to a homeowner who complies with the following conditions:
 - (i) The homeowner intends to do all work himself;
 - (ii) All work is to be done on the homeowner's dwelling;
 - (iii) The total valuation of the work to be done is One Thousand and No/100 (\$1,000.00) Dollars or less;
 - (iv) No structural changes are involved;
 - (v) No inspection is required; and

(vi) The work was not started or proceeded with prior to obtaining a permit.

A homeowner who complies with these provisions may obtain a courtesy permit from the Chief Building Official. It shall be unlawful for the homeowner to give false information to obtain a courtesy permit. This exception shall not be construed to exempt a homeowner from complying with zoning regulations. All other persons must pay fees in accordance with the fee schedule established from time to time by City Council.

(d) Plan Checking Fees: When the valuation of the proposed construction exceeds One Thousand and No/100 (\$1,000.00) Dollars, and a plan is required to be submitted by Section 104.2, a plan checking fee shall be paid to the Building Official at the time of submitting plans and specifications for checking. Such plan-checking fee shall be equal to one-half (½) of the building permit fee as set by City Council.

Total Valuation	Fees
\$1,000 and	No fee, unless inspection required, in which case a \$15.00 fee for each
less	inspection shall be charged.
\$1,000 to	\$15.00 for the first \$1000.00 plus \$5.00 for each additional thousand or
\$50,000	fraction thereof, to and including \$50,000.00.
\$50,000 to	\$260.00 for the first \$50,000.00 plus \$4.00 for each additional thousand or
\$100,000	fraction thereof, to and including \$100,000.00.
\$100,000 to	\$460.00 for the first \$100,000.00 plus \$3.00 for each additional thousand or
\$500,000	fraction thereof, to and including \$500,000.00.
\$500,000 and	\$1,660.00 for the first \$500,000.00 plus \$2.00 for each additional thousand
up	or fraction thereof.

Moving Fees: For the moving of any building or structure, the fee shall be \$100.00

Demolition Fees: For the demolition of any building or structure the fee shall be:

0 up to 100,000 cubic feet \$50.00

100,000 cubic feet and over \$0.50/1,000 cubic feet

Re Inspection Fees: A re inspection fee of \$20.00 may be charged when reinspection is required as a result of the permit holder having failed to meet the requirements of the applicable code during initial inspection.

The above fees may be increased by the Chief Building Official on four (4) weeks notice in writing to the Clerk of City Council who shall transmit such proposal to the members of City Council."

<u>Section 2.</u> Chapter 7, Article III, Section 46(b) of the <u>Code of the City of Charleston</u> is hereby amended by deleting the struck through text and adding thereto the following underlined words, which shall read as follows:

"ARTICLE III. - GAS

Sec. 7-46. - Adoption of International Fuel Gas Code.

(b) The code adopted by section 7-47 of this article is hereby amended as follows:

Section 106.5.2 106.6 Fee Schedule is amended by adding the following:

Fees shall be charged in accordance with the fee schedule established and reviewed from time to time by the Council. The fee schedule shall be made available to the public online at the City's website, at the Clerk of Council's office or at the Building Inspections Division of the Department of Public Service. adding the following:

Ten dollars (\$10.00) for one (1) to four (4) gas outlets.

One dollar (\$1.00) for each additional outlet thereafter.

Re Inspection Fees. A re inspection fee of \$20.00 may be charged when reinspection is required as a result of the permit holder having failed to meet the requirements of the applicable code during initial inspection."

<u>Section 3.</u> Chapter 7, Article V, Section 141(b) of the <u>Code of the City of Charleston</u> is hereby amended by deleting the struck through text and adding thereto the following underlined words, which shall read as follows:

• Sec. 7-141. - Adopted.

(b) The code adopted by section 7-141 of this article is hereby amended as follows:

106.5.2 109.2 Fee Schedule is amended by adding the following:

<u>Fees shall be charged in accordance with the fee schedule established and reviewed from time to time by the Council. The fee schedule shall be made available to the public online at the City's website, at the Clerk of Council's</u>

office or at the Building Inspections Division of the Department of Public Service. Ten dollars (\$10.00) for issuing the permit.

Fee for inspecting heating ventilating ductwork, air conditioning and refrigeration system shall be \$10.00 for the first \$1000.00, or fraction thereof, of valuation of the installation plus \$2.00 for each additional \$1000.00 or fraction thereof.

Re Inspection Fees. A re-inspection fee of \$20.00 may be charged when re-inspection is required as a result of the permit holder having failed to meet the requirements of the applicable code during initial inspection."

<u>Section 4.</u> Chapter 12, Article III, Section 33 of the <u>Code of the City of Charleston</u> is hereby amended by deleting the struck through text and adding thereto the following underlined words, which shall read as follows:

"Sec. 12-33. - Inspection fFees; amount; payment before commencement of work.

If a permit, as required in section 12-31, shall be granted, the applicant, prior to beginning the work, shall pay to the city treasurer the inspection a fees charged in accordance with the fee schedule established and reviewed from time to time by the Council. The fee schedule shall be made available to the public online at the City's website, at the Clerk of Council's office or at the Building Inspections Division of the Department of Public Service. as established by the city council from time to time."

<u>Section 5.</u> Chapter 13, Article III, Section 76(b) of the <u>Code of the City of Charleston</u> is hereby amended by deleting the said sub-section in its entirety and renumbering subsection 76(c) to sub-section 76(b).

Section 6. Chapter 13, Article III, of the Code of the City of Charleston is hereby amended by adding thereto a new section 13-81 which shall read as follows:

Section 13-81. Permit and Plan Review Fees

- (a) The code adopted by section 13-76 of this article identifies operational and construction permits required by the Fire Code, these permits may be instituted by the Chief Fire Marshal as necessary to provide for fire prevention and safety.
- (b) Additional permits or plan review requirements may be established by Chief Fire Marshal as necessary to protect life and property.
- (c) Fees shall be charged in accordance with the fee schedule established and reviewed from time to time by the Council. A schedule of Ppermit and plan review fees will be approved by City Council and published by the jurisdiction and subject to periodic modification. A current fee schedule shall be maintained on file in the offices

of the city clerk and fire code official, where it shall be available for public inspection. shall be made available to the public online at the City's website, at the Clerk of Council's office, or at the Fire Marshal's Office of the Fire Department.

(d) Re-inspection fees will be approved by City Council and shall be charged in accordance with the fee schedule established and reviewed from time to time by the Council. The fee schedule shall be made available to the public online at the City's website, at the Clerk of Council's office, or at the Fire Marshal's Office of the Fire Department. published by the jurisdiction and subject to period modification. A reinspection fee may be charged when re-inspection is required as a result of the permit holder having failed to meet the requirements of the applicable code during initial inspection, failing to properly prepare for the requested inspection, or failure to correct items cited during a previous inspection."

<u>Section 7.</u> Chapter 24, Article II, Section 16(b) of the <u>Code of the City of Charleston</u> is hereby amended by deleting the struck through text and adding thereto the following underlined words, which shall read as follows:

"Sec. 24-16. - Adopted.

(b) The code adopted by section 24-16 of this article is hereby amended by adding the following:

Section 106.56 Permit Issuance. No permit shall be issued to an applicant who is not a licensed plumber, unless the applicant is the owner and resident of the premises and is seeking a permit only for traditional plumbing applications, excluding gas.

Section 106.6.2 Fee Schedule.

Fees shall be charged in accordance with the fee schedule established and reviewed from time to time by the Council. The fee schedule shall be made available to the public online at the City's website, at the Clerk of Council's office or at the Building Inspections Division of the Department of Public Service.

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Permit Fee ..... Ten Dollars ($10.00)

Sewer Connection ..... Five Dollars ($5.00)

Water Connection ..... Five Dollars ($5.00)

Fixture Fee ..... Two Dollars and fifty cents

— ($2.50) per fixture
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Re-Inspection Fees. A re-inspection fee of \$20.00 may be charged when re-inspection is required as a result of the permit holder having failed to meet the requirements of the applicable code during initial inspection."

Section 8. hereto.	The fee schedule o	f permit fees amended by this Ordinance is attached
Section 9.	This Ordinance shall	ll become effective as of January 1, 2018.
		Ratified in City Council this day or, in the Year of Our Lord, 2017, and in the Year of the Independence of the United States of America.
		BY:
		John J. Tecklenburg Mayor, City of Charleston
ATTEST:		BY:
		Vanessa Turner-Maybank Clerk of Council

CITY OF CHARLESTON, SC

BUILDING AND FIRE PERMIT FEES SCHEDULE APPROVED BY ORDINANCE NO. 2017 - *

Building Permit Fees: Single Family Residential New Construction**

Building permit fees for single family residential new construction are based on valuation of construction. Construction valuation is determined by the City's Building Official, based on the most current Building Valuation Data, Square Foot Construction Costs, as published by the International Code Council. Upon determination of the valuation, the Building Official will set the amount of the permit fee according to the following fee schedule.

There is a fee waiver of 100% for all building permit fees required for new construction of single family detached residences used only as Affordable Housing as that term is defined in Chapter 54 of the Code of the City of Charleston (Zoning Ordinance) and so certified by the City's Department of Housing and Economic Development. Requests for fee waivers should be submitted to the Building Inspections Division of the Department of Public Service.

Application Fee	\$40.00.
\$1000 or less	\$40.00 application fee.
1,001 to \$50,000	\$15.00 for the first \$1,000.00 plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.
50,001 to \$100,000	\$260.00 for the first \$50,000 plus \$4.00 for each additional thousand or fraction thereof, to and including \$100,000.

100,001 to \$500,000	\$460.00 for the first \$100,000 plus \$3.00 for each additional thousand or fraction thereof, to and including \$500,000.
500,001 and up	\$1660.00 for the first \$500,000 plus \$2.00 for each additional thousand or fraction thereof.
Demolition	Based on valuation.
Plan Review Fee	Equal to 50% of building permit fee.

^{**} EFFECTIVE JANUARY 1, 2018

Sub-Permit Fees:**

Electrical Permits**

Application Fee	\$40.00. (A \$40.00 application fee is in addition to the fees set out below.)
New or Upgrade Services	\$.25 per amp.
Electrical Safety	\$30.00.
Temp Pole	\$40.00 (No application fee.)

Fuel Gas Permits**

Application Fee	\$40.00. (A \$40.00 application fee is in addition to the fees set out below.)
One to Four Outlets	\$10.00.
Each Additional Outlet	\$2.00.

Mechanical Permits**

Application Fee	\$40.00. (A \$40.00 application fee is in addition to the fees set out below.)
Heating, Ventilating Duct	\$10.00 for the first \$1,000 of value and \$2.00 for each additional \$1,000 of value or fraction thereof.

Plumbing Permits**

Application Fee	\$40.00. (A \$40.00
-P P	application fee is
	in addition to the

	fees set out below.)
Each Plumbing Fixture	\$3.50.
Each House Sewer (new/repair)	\$10.00.
Each Water Heater and/or Vent	\$10.00.

^{**} EFFECTIVE JANUARY 1, 2018

Fire Permit & Plan Review Fees: Operational and Construction Permits For Fire Protection Systems and Fire Code Required Permits**

Fire permit and plan review fees for operational and construction permits for fire protection systems and required fire permits are based on the size and complexity of the specific permit application and the projected time to complete plans review and inspection(s). Permit applications will be divided into Levels, based on the specifications determined by the City's Chief Fire Marshal, and applied to the permit and plan review fee. Upon determination of the Level of the project, the Chief Fire Marshal will set the amount of the permit fee, which includes the cost of the application, the plan review fee, and the permit inspection fee according to the following fee schedule. Worked conducted without a permit or approval may result in doubling of the total permit fee.

Application Fee	\$40.00.

Fire Plan Review

Provides the initial review and up to one additional review of resubmitted documents. Additional reviews will be assessed based on the Additional Plan Review fee schedule in the next table.

Level 1	\$32.61

Level 2	\$48.92
Level 3	\$97.83
Level 4	\$130.44
Level 5	\$195.66

Additional Fire Plan Review				
Provides for up to two additional reviews.				
Level 1	\$32.61			
Level 2	\$48.92			
Level 3	\$97.83			
Level 4	\$130.44			
Level 5	\$195.66			

	Fire Permit Inspection Fees					
Fee adjusted by the number of floors impacted by the work area unless each floor is permitted separately						
1	\$32.61		N/A			
2	\$48.92	X	Number of floors impacted			
3	\$97.83	X	Number of floors impacted			
4	\$130.44	X	Number of floors impacted			
5	\$195.66	X	Number of floors impacted			

Fire Permit Re-Inspection Fees

Fee adjusted by the number of floors impacted by the work area unless each floor is permitted separately

Applied upon failure of the requested inspection

1	\$32.61		N/A
2	\$48.92	X	Number of floors impacted
3	\$65.22	X	Number of floors impacted
4	\$81.53	X	Number of floors impacted
5	\$97.83	X	Number of floors impacted

^{*} ALL OTHER PERMIT FEES ARE NOT AMENDED BY THIS ORDINANCE.

^{**}EFFECTIVE JANUARY 1, 2018.